

**UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF PENNSYLVANIA**

**BESSEMER SYSTEM FEDERAL CREDIT
UNION, on behalf of itself and its members,**

Plaintiff,

vs.

Case No. 2:19-cv-00624-RJC

**FISERV SOLUTIONS, LLC, f/k/a FISERV
SOLUTIONS, INC., and FISERV, INC.,**

Defendants.

**DECLARATION OF CHARLES J. NERKO
IN SUPPORT OF BESSEMER'S MOTION TO COMPEL FISERV TO PRODUCE
SECURITY AUDIT DOCUMENTS**

Charles J. Nerko declares under penalties of perjury:

1. I am a partner at Barclay Damon LLP and counsel to plaintiff Bessemer System Federal Credit Union (“Bessemer”).
2. **Exhibit A** hereto is a true and accurate copy of relevant portions of Bessemer’s First Request for the Production of Documents (“First RFP”) to Defendants Fiserv Solutions, LLC f/k/a Fiserv Solutions, Inc. and Fiserv, Inc. (“Fiserv”) dated May 14, 2021.
3. **Exhibit B** hereto is a true and accurate copy of relevant portions of Fiserv’s responses and objections.

Dated: January 31, 2022

/s/ Charles J. Nerko
Charles J. Nerko